

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:)
LEAMING)
Serial No. 10/829,007) Examiner: E. Unelus
Filing Date: April 21, 2004) Art Unit: 2181
For: SMART CARD WITH SELF-)
RECONFIGURATION FEATURES AND)
RELATED METHODS)

TERMINAL DISCLAIMER TO OBLIGATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Assignee, STMicroelectronics, Inc., having a mailing address of 1310 Electronic Drive, Carrollton, Texas 75006, verifies through its duly authorized representative that it is the owner of all right, title and interest in United States Patent Application Serial No. 10/829,007 (hereinafter "the '007 Patent Application") and has remained owner of all right, title and interest from the time of filing the original Assignment to the present. The Assignment was recorded on April 21, 2004, at Reel 015253, Frame 0489.

Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the '007 Patent Application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Patent Application Serial No. 10/828,747 ('747) filed on April 21, 2004, as such term is defined in 35

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U.S.C. § 154 and § 173, and as the term of any patent granted on said '747 application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending '747 application. The owner hereby agrees that any patent so granted on the '007 application shall be enforceable only for and during such period that it and any patent granted on the '747 application are commonly owned. This agreement runs with any patent granted on the '007 application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the '007 application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 and § 173 of any patent granted on said '747 application, as the term of any patent granted on said '747 application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending '747 application, in the event that any such patent granted on the pending '747 application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

For submission on behalf of Assignee, the undersigned is the attorney of record.

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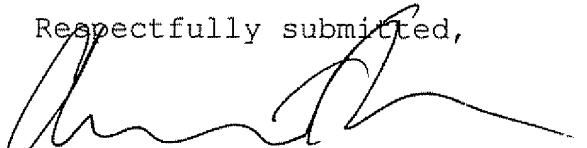
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The Terminal Disclaimer fee in the amount of \$130.00 is being paid by Credit Card on EFS-Web. If any additional extension and/or fee is required, charge Account No. 01-0484.

Respectfully submitted,



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